

Brian C. Holloway, Esq. (State Bar No.57100)
HOLLOWAY INTELLECTUAL PROPERTY, PLLC
 535 16th Avenue E
 Seattle, Washington, 98112
 (206) 412-5472-Tel
brian@hollowayip.org

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON**

**INFORMATIVE TECHNOLOGY
SYSTEMS, LLC,**

Plaintiff,

v.

AXINOM CORPORATION,

Defendant,

Case No.

PATENT CASE

JURY TRIAL DEMANDED

COMPLAINT FOR PATENT INFRINGEMENT

Plaintiff Informative Technology Systems, LLC (“Plaintiff” or “ITS”) files this Complaint against Axinom Corporation (“Defendant” or “Axinom”) for infringement of United States Patent No. 8,156,151 (hereinafter “the ‘151 Patent”), and alleges the following:

PARTIES AND JURISDICTION

1. This is an action for patent infringement under Title 35 of the United States Code. Plaintiff is seeking damages and such other relief as might be determined.

2. Jurisdiction is proper in this Court pursuant to 28 U.S.C. §§ 1331 (Federal Question) and 1338(a) (Patents) because this is a civil action for patent infringement arising under the United States patent statutes.

1 3. Plaintiff is a Wyoming limited liability company with an address of 1 East Broward
2 Boulevard, Suite 700, Fort Lauderdale, FL 33301.

3 4. On information and belief, Defendant is a Washington corporation with an address
4 of 6940 SE 33rd St., Mercer Island, WA 98040-3324. On information and belief, Defendant may
5 be served through its registered agent, Woeppel Law PLLC, at the same address.
6

7 5. On information and belief, this Court has personal jurisdiction over Defendant
8 because Defendant has committed, and continues to commit, acts of infringement in this District,
9 has conducted business in this District, and/or has engaged in continuous and systematic activities
10 in this District.
11

12 6. On information and belief, Defendant's instrumentalities that are alleged herein to
13 infringe were and continue to be used, imported, offered for sale, and/or sold in this District.
14

15 **VENUE**

16 7. On information and belief, venue is proper in this District under 28 U.S.C. § 1400(b)
17 because Defendant is a resident of this District. Alternatively, acts of infringement are occurring
18 in this District and Defendant has a regular and established place of business in this District.
19

20 **COUNT I**
21 **(INFRINGEMENT OF UNITED STATES PATENT NO. 8,156,151**

22 8. Plaintiff incorporates paragraphs 1 through 7 herein by reference.

23 9. This cause of action arises under the patent laws of the United States and, in
24 particular, under 35 U.S.C. §§ 271, et seq.

25 10. Plaintiff is the owner by assignment of the '151 Patent with sole rights to enforce
26 the '151 Patent and sue infringers.

27 11. A copy of the '151 Patent, titled "Apparatus, method and system for tracking
28 information access," is attached hereto as Exhibit A.

1 12. The '151 Patent is valid, enforceable, and was duly issued in full compliance with
2 Title 35 of the United States Code.

3 13. Upon information and belief, Defendant directly infringes and/or infringed one or
4 more claims of the '151 Patent by making, using, offering to sell, selling and/or importing, without
5 limitation, at least the Defendant products identified in the charts incorporated into this Count
6 below (among the "Exemplary Defendant Products") that infringe and/or infringed at least the
7 exemplary claims of the '151 Patent also identified in the charts incorporated into this Count below
8 (the "Exemplary '151 Patent Claims") literally or under the Doctrine of Equivalents. On
9 information and belief, other products or services that infringe and/or infringed the claims of the
10 '151 Patent have been made, used, sold, imported, and offered for sale by Defendant and/or its
11 customers.
12

13 14. Defendant also directly infringes and/or infringed, literally or under the Doctrine of
14 Equivalents, the Exemplary '151 Patent Claims, by having its employees internally test and use
15 these Exemplary Products.
16

17 15. Exhibit B includes at least one chart comparing the Exemplary '151 Patent Claims
18 to the Exemplary Defendant Products. As set forth in this chart, the Exemplary Defendant Products
19 practice the technology claimed in the '151 Patent. Accordingly, the Exemplary Defendant
20 Products incorporated in this chart satisfy all elements of the Exemplary '151 Patent Claims.
21

22 16. Plaintiff therefore incorporates by reference in its allegations herein the claim
23 chart(s) of Exhibit B.
24

25 17. Plaintiff is entitled to recover damages adequate to compensate for Defendant's
26 infringement.
27

28 **JURY DEMAND**

1 Dated: November 26, 2021

Respectfully submitted,

2
3 /s/ Brian C. Holloway

4 **Brian C. Holloway, Esq. (State Bar No.57100)**

Holloway Intellectual Property, PLLC

5 535 16th Avenue E

6 Seattle, Washington, 98112

(206) 412-5472-Tel

7 brian@hollowavip.org

8 **ATTORNEYS FOR PLAINTIFF**